



TENNESSEE REGULATORY AUTHORITY

460 James Robertson Parkway
Nashville, Tennessee 37243
Telephone (615) 741-2904

NOTICE OF FILING

DOCKET NO: 04-00136

IN RE: Petition of KMC Telecom III, LLC, KMC Telecom V, Inc. and KMC Data, LLC for Arbitration of an Interconnection Agreement with United Telephone-Southeast, Inc.

DATE: August 3, 2005

On July 25, 2005, KMC Telecom III, LLC, KMC Telecom V, Inc. and KMC Data, LLC (collectively "KMC") filed a letter stating that the parties had reached a settlement in this Docket and requested that the *Petition for Arbitration* filed by KMC on May 6, 2004 be withdrawn. However, in addition to the issues raised in KMC's *Petition for Arbitration*, Item 5, Issue K-20 was raised in the *Response of United Telephone-Southeast, Inc. to Petition for Arbitration of KMC Telecom III, LLC, KMC Telecom V, Inc., KMC Data, LLC* ("Response") filed on June 1, 2004 by United Telephone-Southeast, Inc. ("Sprint"). Therefore, Sprint is directed to file with the Office of the Chairman of the Authority no later than **August 10, 2005** a statement of whether or not it wishes to withdraw its *Response*.

FOR THE TENNESSEE REGULATORY AUTHORITY:

Jean A. Stone, Counsel
as Pre-Arbitration Officer

cc Parties of Record

Original in Docket File